

REMARKS

The present reply is responsive to the Office Action of February 18, 2005. Claims 1-5, 8-9, and 13-20 have been amended. No new matter has been added by these amendments. Therefore, claims 1-20 are again presented for consideration in view of the following remarks.

The instant application claims priority to two Japanese parent applications, namely JP2000-388810 filed December 21, 2000 and JP2001-388337 filed December 20, 2001. Applicant respectfully requests that the Examiner acknowledge the claim to foreign priority under 35 U.S.C. § 119.

Claims 1-3, 5, 7-12, and 14-20 have been rejected under 35 U.S.C. § 102(e) as being anticipated by U.S. Patent No. 6,694,133 (*Tobita*). Applicant respectfully traverses the rejection.

In independent claim 1, the relay apparatus "converts a telephone number of the multi-function mobile telephone into an ID code unique to the multi-function mobile telephone." The relay apparatus of independent claim 9 includes "a unit for detecting the telephone number of the terminal, a unit for converting the telephone number into a unique code, and a unit notifying the server of the unique code." The relay apparatus of independent claim 14 includes "a unit for converting a telephone number of the multi-function mobile telephone into an ID code unique to the multi-function mobile telephone." The relay apparatus of independent claim 15 requires "a unit for converting the telephone number into a unique code." The method of independent claim 16 includes the steps of "acquiring a telephone number of the multi-function mobile telephone, and converting the telephone number into an ID code unique to the multi-function mobile telephone." In the method of independent claim 17, the steps of "detecting the telephone number of the terminal, converting the telephone number into a unique code,

and notifying the server of the unique coder" are performed. The method of independent claim 18 recites "converting the telephone number into a unique code." The storage medium of independent claim 19 recites limitations identical to the one in claim 18. The processor in the system of claim 20 performs an instruction of "converting the telephone number into unique code."

The rejection of these claims alleges that *Tobita* converts a telephone number into a unique ID code for the telephone, and cites col. 9, line 67 to col. 10, line 4. (See Office Action, pg. 2, numbered paragraph 2a.) According to *Tobita*, "gateway server 2 is constructed so as to, when a request comes in from the mobile phones 4, convert the intrinsic identifier which is provided to the request of the mobile phones 4 into a user ID corresponding to this intrinsic identifier by using the user ID list table 70, and to transfer the request to the IP server 1." (Col. 9, line 66 to col. 10, line 4, emphasis added.)

The "intrinsic identifier" of *Tobita* is clearly not the same as the telephone number required by the independent claims of the instant application. Firstly, in FIG. 7 of *Tobita* the telephone number is placed in a separate column from the "intrinsic identifier." Secondly, the plain meaning of the word "intrinsic" is "of or pertaining to the essential nature of a thing; inherent." (The American Heritage Dictionary, Second College Edition, 1982.) As is well-known in telephone networks, telephone numbers are assigned to different telephones based upon available numbers. The telephone numbers are not intrinsic identifiers of the telephones, and, in fact, the telephone numbers can be ported from one telephone to another telephone as the user upgrades telephone models or changes service providers.

Because the intrinsic identifier is different and distinct from the actual telephone number, *Tobita* does not

recite all of the elements of the independent claims. *Tobita* teaches away from converting the telephone number into a unique ID code because the patent clearly and consistently requires that the intrinsic identifier be converted to the user ID. Furthermore, while the user ID list table 70 presents the telephone numbers in a column adjacent to the intrinsic identifier, *Tobita* does not appear to suggest anywhere in the patent that it is possible to utilize the telephone number in place of the intrinsic identifier. Therefore, for at least these reasons, applicant respectfully requests that the rejection of independent claims 1, 9, and 14-20 be withdrawn. In addition, claims 2-3, 5 and 7-12 depend from independent claims 1 and 9, respectively, and include all the limitations thereof as well as other limitations neither disclosed nor suggested by the references of record. Thus, applicant submits that the subject dependent claims are also in condition for allowance.

Dependent claim 4 was rejected under 35 U.S.C. § 103(a) as being obvious over *Tobita* in view of U.S. Published Application No. 2005/0021863 (*Jungck*). Dependent claim 6 was rejected under 35 U.S.C. § 103(a) as being obvious over *Tobita* in view of U.S. Patent No. 6,148,253 (*Taguchi*). Dependent claim 13 was rejected under 35 U.S.C. § 103(a) as being obvious over *Tobita* in view of U.S. Published Application No. 2001/0025275 (*Tanaka*). Claims 4, 6 and 13 depend from independent claims 1 and 9, respectively, and include all the limitations thereof as well as other limitations neither disclosed nor suggested by the references of record. Neither *Jungck*, *Taguchi* or *Tanaka* overcome the differences of *Tobita* noted above. Thus, applicant submits that dependent claims 4, 6 and 13 are also in condition for allowance.

Notwithstanding the deficiencies of *Tobita* with respect to the independent claims, dependent claim 2 is also

patentable for at least the following reason. Claim 2 requires "an information terminal connected to the multi-function mobile telephone and having a display device larger in size than the multi-function mobile telephone." The Office Action asserts that *Tobita* discloses this limitation at column 9, lines 24-42. (See Office Action, pg. 3, numbered paragraph 2b.) Applicant respectfully disagrees. The cited portion of *Tobita* states:

The image folder 32 is a folder in which an image data to be delivered is held, and its directory structure is, as shown in FIG. 4, constructed of an image folder 321 for the day, in which an updated image data is held, and an image folder 322 for a back number, in which an image data of the back number is held. An image held in each folder is an image that is displayed on a display of the mobile phone 4, and for example, as shown in FIG. 5, it can be used as a waiting screen of the mobile phone 4. Also, as shown in FIG. 4, an identifier for discriminating images is allocated to each image data. In FIG. 4, it indicates an image (a character) that is held in the image folder 321 and the image folder 322 of the contents A. In addition, since an image data that is delivered in this service is added thereto every day, when an updated image data is held in the image folder 321 for the day, the image data held in the image folder 321 is moved to the image folder 322 for the back number together with the date of the image data. Also, the image data held in the image folder 322 for the back number is automatically erased after a certain period of time has passed.

(Col. 9, lns. 23-43.)

The quoted section of *Tobita* does not address the limitation of having a display device larger in size than the telephone at all. There is one section of *Tobita* which addresses different types of telephones:

Accordingly, as an image data to be prepared, as shown in FIG. 12, folders for each sort of phones are prepared in the image folder 32, and in the folder of each sort of the phones, an image data corresponding to its sort the phone is held. In FIG. 12, it is shown that the folders from a sort AAA of a phone to a sort ZZZ of a phone are provided, and that, in the folder of each sort of the phone, for example, a folder of a sort NNN of a phone, a folder in which an image data for the day is held, and a folder for a back number, in which a past image data is held, are provided. In addition, in the same manner, menus for an image delivery are prepared for every sort of a phone.

(Col. 13, lns. 3-15.)

However, *Tobita* does not teach or suggest an information terminal which has a display device larger than the mobile telephone and which is connected to the mobile telephone. Thus, *Tobita* does not anticipate claim 2. Furthermore, none of the other art of record remedies this deficiency. Therefore, applicant respectfully requests that the rejection of claim 2 be withdrawn.

As it is believed that all of the rejections set forth in the Office Action have been fully met, favorable reconsideration and allowance are earnestly solicited. If, however, for any reason the Examiner does not believe that such action can be taken at this time, it is respectfully requested

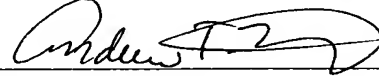
that he telephone applicant's attorney at (908) 654-5000 in order to overcome any additional objections which he might have.

If there are any additional charges in connection with this requested amendment, the Examiner is authorized to charge Deposit Account No. 12-1095 therefor.

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Respectfully submitted,

By



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